



DECLARATION

As the below-named inventors, we declare that:

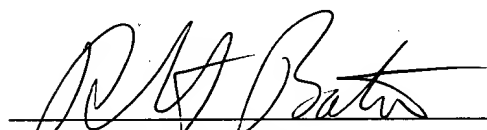
Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first, and joint inventors of the invention entitled "FUEL CELL PURGING METHOD AND APPARATUS," which is described and claimed in the specification and claims of Patent Application No. 09/916,211, which we filed in the United States Patent and Trademark Office on July 25, 2001, and for which a patent is sought.

We have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to herein (if any).

We acknowledge our duty to disclose information of which we are aware which is material to the patentability and examination of this application in accordance with 37 C.F.R. § 1.56(a).

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.



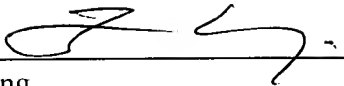
Russell Howard Barton

Date OCT 30 / 2001

Residence : City of New Westminster
Province of British Columbia

Citizenship : Canadian


P.O. Address : 332 Keary Street
New Westminster, British Columbia
CANADA V3L 3L3



Tan Duc Uong

Date Oct 24 2001

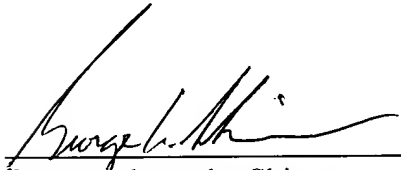
Residence : City of Coquitlam
Province of British Columbia
Citizenship : Canadian
P.O. Address : 205-932 Robinson Street
Coquitlam, British Columbia
CANADA V3J 7R8



Charles Joseph Schembri

Date Oct 24/01

Residence : City of Langley
Province of British Columbia
Citizenship : Canadian
P.O. Address : 22975 75th Avenue
Langley, British Columbia
CANADA V1M 3S1



George Alexander Skinner

Date October 30, 2001

Residence : City of Burnaby
Province of British Columbia
Citizenship : Canadian
P.O. Address : 304-9125 Capella Drive
Burnaby, British Columbia
CANADA V3J 7K3



EXPRESS MAIL NO. EL897856360US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Russell Howard Barton et al.
Application No. : 09/916,211
Filed : July 25, 2001
For : FUEL CELL PURGING METHOD AND APPARATUS

Docket No. : 130109.407

Box Missing Parts
Commissioner for Patents
Washington, DC 20231

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73 AND POWER OF ATTORNEY

The undersigned, being Assignee of the entire interest in the above-identified application by virtue of an Assignment filed concurrently herewith, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

Assignee hereby appoints George C. Rondeau, Jr., Reg. No. 28,893; David H. Deits, Reg. No. 28,066; William O. Ferron, Jr., Reg. No. 30,633; Richard G. Sharkey, Reg. No. 32,629; David V. Carlson, Reg. No. 31,153; Karl R. Hermanns, Reg. No. 33,507; Michael J. Donohue, Reg. No. 35,859; Jane E. R. Potter, Reg. No. 33,332; Robert Iannucci, Reg. No. 33,514; Lorraine Linford, Reg. No. 35,939; David W. Parker, Reg. No. 37,414; E. Russell Tarleton, Reg. No. 31,800; Ellen M. Bierman, Reg. No. 38,079; Brian G. Bodine, Reg. No. 40,520; Robert M. Ward, Reg. No. 26,517; Frank Abramonte, Reg. No. 38,066; Kevin S. Costanza, Reg. No. 37,801; Stephen J. Rosenman, Reg. No. 43,058; Brian L. Johnson, Reg. No. 40,033; Susan D. Betcher, Reg. No. 43,498; William T. Christiansen, Reg. No. 44,614; Jeffrey C. Pepe, Reg. No. 46,985; Timothy L. Boller, Reg. No. 47,435; James M. Verna, Reg. No. 33,287; James A. Mesher, Reg. No. P-48,700; Mae J. Rosok, Reg. No. P-48,903; Dale R. Cook, Reg. No. 42,434; comprising the firm of Seed Intellectual Property Law Group PLLC, 701 Fifth Avenue, Suite 6300, Seattle, Washington 98104-7092, as its attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Please direct all telephone calls to Frank Abramonte at (206) 622-4900 and telecopies to (206) 682-6031.

Please direct all communications to:

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PATENT TRADEMARK OFFICE

Frank Abramonte, Esq.
Seed Intellectual Property Law Group PLLC
701 Fifth Avenue, Suite 6300
Seattle, Washington 98104-7092

Pursuant to 37 C.F.R. § 3.73, the undersigned duly authorized designee of Assignee certifies that the evidentiary documents have been reviewed, specifically the Assignment to Ballard Power Systems Inc. filed concurrently herewith for recording, a copy of which is attached hereto, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

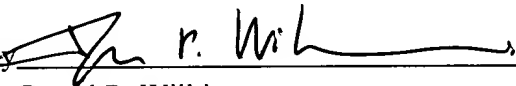
Ballard Power Systems Inc.
ASSIGNEE

October 30, 2001
DATE

By 
Noordin S.K. Nanji

Title Vice-President, Strategic Development

October 28th, 2001.
DATE

By 
David P. Wilkinson

Title Vice President, Research & Development

Enclosure:
Copy of Assignment

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